

1 (cm) (intro.) In determining whether to approve a program plan and, if
2 approved, how much aid the program shall receive, the ~~department~~ office shall
3 consider the following factors:

4 (d) (intro.) If the ~~department~~ office approves a plan, the ~~department~~ office shall
5 certify the program as eligible to receive aid under s. ~~20.455 (2) (kt)~~ 20.505 (6) (kv).
6 Prior to January 15, of the year for which funding is sought, the ~~department~~ office
7 shall distribute from the appropriations under s. ~~20.455 (2) (kt)~~ 20.505 (6) (kv) to each
8 eligible program the amount necessary to implement the plan, subject to the
9 following limitations:

10 1. A program may use funds received under s. ~~20.455 (2) (kt)~~ 20.505 (6) (kv) only
11 for law enforcement operations.

12 2. A program shall, prior to the receipt of funds under s. ~~20.455 (2) (kt)~~ 20.505
13 (6) (kv) for the 2nd and any subsequent year, submit a report to the ~~department~~ office
14 regarding the performance of law enforcement activities on the reservation in the
15 previous fiscal year.

16 (e) (intro.) Annually, on or before January 15, the ~~department~~ office shall report
17 on the performance of cooperative county-tribal law enforcement programs
18 receiving aid under this ~~section~~ subsection to each of the following:

19 ***-1377/3.11* SECTION 2047.** 165.92 (3) (a) of the statutes is amended to read:

20 165.92 (3) (a) Unless otherwise provided in a joint program plan under s.
21 ~~165.90 (2)~~ 16.964 (7m) (b) or an agreement between a political subdivision of this
22 state and a tribe, the tribe that employs a tribal law enforcement officer is liable for
23 all acts of the officer while acting within the scope of his or her employment and
24 neither the state nor any political subdivision of the state may be held liable for any
25 action of the officer taken under the authority of sub. (2) (a).

1 *–1560/3.25* SECTION 2048. 166.03 (2) (a) 5. of the statutes is amended to read:

2 166.03 (2) (a) 5. Provide assistance to the Wisconsin wing of the civil air patrol
3 from the appropriation under s. 20.465 (3) (~~f~~) (y) for the purpose of enabling the patrol
4 to perform its assigned missions and duties as prescribed by U.S. air force
5 regulations. Expenses eligible for assistance are aircraft acquisition and
6 maintenance, communications equipment acquisition and maintenance and office
7 staffing and operational expenses. The civil air patrol shall submit vouchers for
8 expenses eligible for assistance to the division.

9 *–1560/3.26* SECTION 2049. 166.215 (1) of the statutes is amended to read:

10 166.215 (1) Beginning July 1, 2001, the division shall contract with no more
11 than 9 regional emergency response teams, one of which shall be located in La Crosse
12 County. Each regional emergency response team shall assist in the emergency
13 response to level A releases in a region of this state designated by the division. The
14 division shall contract with at least one regional emergency response team in each
15 area designated under s. 166.03 (2) (b) 1. The division may only contract with a local
16 agency, as defined in s. 166.22 (1) (c), under this subsection. A member of a regional
17 emergency response team shall meet the standards for a hazardous materials
18 specialist in 29 CFR 1910.120 (q) (6) (iv) and national fire protection association
19 standards NFPA 471 and 472. Payments to regional emergency response teams
20 under this subsection shall be made from the appropriation account under s. 20.465
21 (3) (~~dd~~) (u).

22 *–1560/3.27* SECTION 2050. 166.215 (2) of the statutes is amended to read:

23 166.215 (2) The division shall reimburse a regional emergency response team
24 for costs incurred by the team in responding to an emergency involving a level A
25 release, or a potential level A release, if the team followed the procedures in the rules

1 promulgated under s. 166.20 (2) (bs) 1. to determine if an emergency requiring a
2 response existed. Reimbursement under this subsection is limited to amounts
3 collected under sub. (3) and the amounts appropriated under s. 20.465 (3) (~~dr~~) (x).
4 Reimbursement is available under s. 20.465 (3) (~~dr~~) (x) only if the regional emergency
5 response team has made a good faith effort to identify the person responsible under
6 sub. (3) and that person cannot be identified, or, if that person is identified, the team
7 has received reimbursement from that person to the extent that the person is
8 financially able or has determined that the person does not have adequate money or
9 other resources to reimburse the regional emergency response team.

10 ***-1560/3.28* SECTION 2051.** 166.22 (3m) of the statutes is amended to read:

11 166.22 (3m) The division shall reimburse a local emergency response team for
12 costs incurred by the team in responding to an emergency involving a hazardous
13 substance release, or potential release, if the team followed the procedures in the
14 rules promulgated under s. 166.20 (2) (bs) 2. to determine if an emergency requiring
15 the team's response existed. Reimbursement under this subsection is limited to the
16 amount appropriated under s. 20.465 (3) (~~dr~~) (x). Reimbursement is available under
17 s. 20.465 (3) (~~dr~~) (x) only if the local emergency response team has made a good faith
18 effort to identify the person responsible under sub. (4) and that person cannot be
19 identified, or, if that person is identified, the team has received reimbursement from
20 that person to the extent that the person is financially able or has determined that
21 the person does not have adequate money or other resources to reimburse the local
22 emergency response team.

23 ***-0302/4.64* SECTION 2052.** 168.01 (2) of the statutes is amended to read:

24 168.01 (2) "Supplier" includes a person who imports, or acquires immediately
25 upon import, petroleum products by pipeline or marine vessel from a state, territory

1 or possession of the United States or from a foreign country into a terminal and who
2 is registered under 26 USC 4101 for tax-free transactions in gasoline. "Supplier"
3 also includes a person who produces in this state; or imports into a terminal or bulk
4 plant; or acquires immediately upon import by truck, railcar or barge into a terminal;
5 alcohol or alcohol derivative products. "Supplier" also includes a person who
6 produces, manufactures or refines petroleum products in this state. "Supplier" also
7 includes a person who acquires petroleum products pursuant to an industry terminal
8 exchange agreement or by a 2-party exchange under section 4105 of the Internal
9 Revenue Code. "Supplier" does not include a retail dealer or wholesaler who merely
10 blends alcohol with gasoline before the sale or distribution of the product and does
11 not include a terminal operator who merely handles in a terminal petroleum
12 products consigned to the terminal operator.

13 *–1255/2.1* SECTION 2053. 180.0122 (1) (w) of the statutes is amended to read:

14 180.0122 (1) (w) Application for certificate of withdrawal, \$40, and in case that
15 application shows that the foreign corporation employs in this state capital in excess
16 of the amount of capital on which a fee has previously been paid, computed as
17 provided in s. 180.1520 (2) (f), an additional fee which, with previous payments made
18 on account of capital employed in this state, will amount to \$2 ~~\$3~~ for each \$1,000 or
19 fraction thereof of the excess.

20 *–1255/2.2* SECTION 2054. 180.0122 (1) (y) of the statutes is amended to read:

21 180.0122 (1) (y) Annual report of a foreign corporation, \$65, and in case the
22 annual report shows that the foreign corporation employs in this state capital in
23 excess of the amount of capital on which a fee has previously been paid, computed
24 as provided in s. 180.1503, an additional fee which, with previous payments made

1 on account of capital employed in this state, will amount to \$2 ~~\$3~~ for each \$1,000 or
2 fraction thereof of the excess.

3 ***-1510/2.31* SECTION 2055.** 182.028 of the statutes is amended to read:

4 **182.028 School corporations.** Any corporation formed for the establishment
5 and maintenance of schools, academies, seminaries, colleges, or universities or for
6 the cultivation and practice of music shall have power to enact bylaws for the
7 protection of its property, and provide fines as liquidated damages upon its members
8 and patrons for violating the bylaws, and may collect the same in tort actions, and
9 to prescribe and regulate the courses of instruction therein, and to confer such
10 degrees and grant such diplomas as are usually conferred by similar institutions or
11 as shall be appropriate to the courses of instruction prescribed, except that no
12 corporation shall operate or advertise a school that is subject to s. 45.54 38.50 (10)
13 without complying with the requirements of s. 45.54 38.50. Any stockholder may
14 transfer his or her stock to the corporation for its use; and if the written transfer so
15 provides the stock shall be perpetually held by the board of directors with all the
16 rights of a stockholder, including the right to vote.

17 ***-1786/P1.2* SECTION 2056.** 196.219 (3m) of the statutes is created to read:

18 **196.219 (3m) LATE PAYMENT CHARGES.** (a) *Maximum allowed.* 1. Except as
19 provided in subds. 2. and 3., a telecommunications utility may not impose a late
20 payment charge on a retail consumer at a rate that exceeds \$1.50 upon \$100 for each
21 month computed upon the declining principal balance of any amount that is not paid
22 when due.

23 2. Except as provided in subd. 3., if the maximum late payment charge for any
24 month that is allowed under subd. 1. is less than \$5 for that month, the

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telecommunications utility may impose a late payment charge that does not exceed \$5 for that month. This subdivision does not apply to residential retail consumers.

3. The commission may allow a telecommunications utility to impose a late payment charge at a rate that is greater than that allowed under subd. 1. or 2. if the commission determines that the greater amount is consistent with the factors specified in s. 196.03 (6).

(b) *Payments to commission.* 1. A telecommunications utility that imposes late payment charges that are subject to par. (a) shall pay to the commission, on a semiannual basis, 5 percent of such charges that are collected from nonresidential retail consumers.

2. The payments required under subd. 1. are due to the commission no later than 60 days after the conclusion of a semiannual period.

(c) *Commission jurisdiction.* The commission does not have jurisdiction over late payment charges except as may be necessary to enforce the requirements of this subsection.

***-1394/1.1* SECTION 2057.** 218.0116 (1) (gr) of the statutes is created to read:
218.0116 (1) (gr) Being a dealer who violates s. 218.0146 (4).

***-1394/1.2* SECTION 2058.** 218.0146 (4) of the statutes is created to read:

218.0146 (4) A motor vehicle dealer who is required to submit to the department an application for transfer of title and registration under s. 342.16 (1) (a) shall comply with the requirements of s. 342.16 (1) (am).

***-0303/4.208* SECTION 2059.** 218.0171 (2) (cq) of the statutes is amended to read:

218.0171 (2) (cq) Upon payment of a refund to a consumer under par. (b) 2. b., the manufacturer shall provide to the consumer a written statement that specifies

1 the trade-in amount previously applied under s. 77.51 (4) (b) 3. ~~or 3m. or (15) (b) 4.~~
2 ~~or 4m. (12m) (b) 5. or 6. or (15b) (b) 5. or 6.~~ toward the sales price of the motor vehicle
3 having the nonconformity and the date on which the manufacturer provided the
4 refund.

5 ***-1219/2.14* SECTION 2060.** 221.0903 (4) (b) of the statutes is amended to read:

6 221.0903 (4) (b) *Contracts for examination services.* The division may enter
7 into contracts with any bank supervisory agency with concurrent jurisdiction over
8 a state bank or an in-state branch of an out-of-state state bank to engage the
9 services of the agency's examiners at a reasonable rate of compensation, or to provide
10 the services of the division's examiners to the agency at a reasonable rate of
11 compensation. Contracts entered into under this paragraph are exempt from ss.
12 16.70 to 16.76 and, 16.767 to 16.77, and 16.78 to 16.82.

13 ***-0578/P5.21* SECTION 2061.** 227.01 (13) (nm) of the statutes is created to
14 read:

15 227.01 (13) (nm) Sets or adjusts premium rates, insurer assessments, or
16 provider payment rates under ch. 149.

17 ***-0335/2.15* SECTION 2062.** 227.01 (13) (zL) of the statutes is created to read:

18 227.01 (13) (zL) Relates to the trial jobs plus pilot project under s. 49.147 (3)
19 (d).

20 ***-0335/2.16* SECTION 2063.** 227.01 (13) (zL) of the statutes, as created by 2005
21 Wisconsin Act (this act), is repealed.

22 ***-0955/10.9* SECTION 2064.** 230.08 (2) (e) 1. of the statutes is amended to read:

23 230.08 (2) (e) 1. Administration — ~~13~~ 14.

24 ***-1826/1.1* SECTION 2065.** 230.08 (2) (e) 5m. of the statutes is amended to
25 read:

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230.08 (2) (e) 5m. Historical society — 6 5.

-0955/10.10 SECTION 2066. 230.08 (2) (eg) of the statutes is created to read:

230.08 (2) (eg) A general counsel position in each of the following agencies:

1. Department of administration.
2. Department of agriculture, trade, and rural resources.
3. Department of commerce.
4. Department of corrections.
5. Department of financial institutions.
6. Department of health and family services.
7. Department of natural resources.
8. Department of regulation and licensing.
9. Department of revenue.
10. Department of transportation.
11. Department of workforce development.
12. Office of the commissioner of insurance.

-0745/2.4 SECTION 2067. 230.08 (2) (x) of the statutes is amended to read:

230.08 (2) (x) The executive director of the waste facility siting board, unless the board chooses to appoint the executive director under the classified service.

-0282/1.2 SECTION 2068. 230.12 (7m) of the statutes is amended to read:

230.12 (7m) PAY ADJUSTMENT FILING REQUIREMENTS. Except as provided in the rules of the director and in the compensation plan, pay increases shall be made only on the dates prescribed under sub. (8). Appointing authorities shall at such times each year as specified by the ~~secretary~~ director file with the director and with the secretary of administration a list of employees showing their then existing pay rates and their proposed new pay rates.

1 *~~0648/1.2~~* SECTION 2069. 230.45 (3) of the statutes is amended to read:

2 230.45 (3) The commission shall promulgate rules establishing a schedule of
3 filing fees to be paid by any person who files an appeal under sub. (1) (c) or (e) or s.
4 230.44 (1) (a) or (b) with the commission on or after the effective date of the rules
5 promulgated under this subsection. Fees paid under this subsection shall be
6 deposited in the general fund as general purpose revenue — earned credited to the
7 appropriation account under s. 20.425 (1) (i).

8 *~~1300/1.1~~* SECTION 2070. 230.85 (3) (b) of the statutes is amended to read:

9 230.85 (3) (b) If, after hearing, the division of equal rights finds that the
10 respondent did not engage in or threaten a retaliatory action it shall order the
11 complaint dismissed. The division of equal rights shall order the employee's
12 appointing authority to insert a copy of the findings and orders into the employee's
13 personnel file and, if the respondent is a natural person, order the respondent's
14 appointing authority to insert such a copy into the respondent's personnel file. If the
15 division of equal rights finds ~~by unanimous vote~~ that the employee filed a frivolous
16 complaint it may order payment of the respondent's reasonable actual attorney fees
17 and actual costs. Payment may be assessed against either the employee or the
18 employee's attorney, or assessed so that the employee and the employee's attorney
19 each pay a portion. To find a complaint frivolous the division of equal rights must
20 find that either s. 814.025 (3) (a) or (b) applies or that both s. 814.025 (3) (a) and (b)
21 apply.

22 *~~1300/1.2~~* SECTION 2071. 230.89 (1) of the statutes is renumbered 230.89.

23 *~~1300/1.3~~* SECTION 2072. 230.89 (2) of the statutes is repealed.

24 *~~0404/4.115~~* SECTION 2073. 231.01 (3m) (a) of the statutes is amended to
25 read:

1 231.01 (3m) (a) Holds a license under s. ~~48.65~~ 49.98, is certified under s. ~~48.651~~
2 49.156, is provisionally licensed under s. ~~48.69~~ 49.99, or is established or contracted
3 for under s. 120.13 (14).

4 *~~1649/6.60~~* SECTION 2074. 231.03 (intro.) of the statutes is amended to read:

5 **231.03 Powers.** (intro.) The authority has all the powers necessary or
6 convenient to carry out and effectuate the purposes and provisions of this chapter.
7 In addition to all other powers granted by this chapter, subject to s. 231.035 the
8 authority may:

9 *~~1649/6.61~~* SECTION 2075. 231.035 of the statutes is created to read:

10 **231.035 Health care quality and patient safety board approval.**
11 Beginning on the effective date of this section ... [revisor inserts date], the authority
12 may not provide any financial assistance to a health facility, hospital, or
13 participating health institution unless the health facility, hospital, or participating
14 health institution demonstrates to the health care quality and patient safety board
15 that it is making efforts to improve medical technology.

16 *~~0774/P4.6~~* SECTION 2076. 234.01 (4n) (a) 3m. e. of the statutes is amended
17 to read:

18 234.01 (4n) (a) 3m. e. The facility is located in a targeted area, as determined
19 by the authority after considering the factors set out in s. ~~560.605 (2m) (a) to (h)~~
20 560.605 (2m) (c), 2003 stats., s. 560.605 (2m) (d), 2003 stats., s. 560.605 (2m) (e), 2003
21 stats., and s. 560.605 (2m) (a), (b), and (f) to (h).

22 *~~1363/1.8~~* SECTION 2077. 237.15 of the statutes is repealed.

23 *~~0347/2.4~~* SECTION 2078. 250.041 (1) (a) of the statutes is repealed.

24 *~~0347/2.5~~* SECTION 2079. 250.05 (title) of the statutes is renumbered 440.70
25 (title).

1 ***-0347/2.6* SECTION 2080.** 250.05 (1) of the statutes is renumbered 440.70 (1).

2 ***-0347/2.7* SECTION 2081.** 250.05 (2) of the statutes is renumbered 440.70 (2).

3 ***-0347/2.8* SECTION 2082.** 250.05 (3) of the statutes is renumbered 440.70 (3)

4 and amended to read:

5 440.70 (3) SANITARIANS; EMPLOYMENT OR CONTRACTUAL SERVICES. Any agency of
6 the state may employ or contract for the services of sanitarians, registered under this
7 section, who shall enforce the public health statutes under chs. 250 to 255 or rules
8 promulgated under those statutes.

9 ***-0347/2.9* SECTION 2083.** 250.05 (5) of the statutes is renumbered 440.70 (5)

10 and amended to read:

11 440.70 (5) REGISTRATION. Except as provided in sub. (8m) and s. 250.041 s.
12 440.12 or 440.13, the department, upon application on forms prescribed by it and
13 payment of the prescribed fee, shall register as a sanitarian any person who has
14 presented evidence satisfactory to the department that standards and qualifications
15 of the department, as established by rule, have been met.

16 ***-0347/2.10* SECTION 2084.** 250.05 (6) of the statutes is renumbered 440.70

17 (6) and amended to read:

18 440.70 (6) FEES: RENEWAL OF REGISTRATION; DELINQUENCY AND REINSTATEMENT. ~~A~~
19 ~~fee fixed by rule of the department shall accompany the application under sub. (5)~~
20 ~~and, beginning January 1, 1988, a biennial fee of \$25 shall be paid by every~~
21 ~~registered sanitarian who desires to continue registration. The amounts of the fees~~
22 ~~may be adjusted by the department by rule. All certificates of registration shall~~
23 ~~expire on December 31 in each odd-numbered year. Except as provided in sub. (8m)~~
24 ~~and s. 250.041, the department may renew registrations upon application made after~~
25 ~~January 1 of each even-numbered year if it is satisfied that the applicant has good~~

1 cause for not making application in December of the immediately preceding year and
2 upon payment of the biennial fee and any additional fees prescribed by the
3 department).

4 *–0347/2.11* SECTION 2085. 250.05 (7) of the statutes is renumbered 440.70
5 (7).

6 *–0347/2.12* SECTION 2086. 250.05 (8) of the statutes is renumbered 440.70
7 (8) and amended to read:

8 440.70 (8) REVOCATION OF REGISTRATION. The department may, after a hearing
9 held in conformance with ch. 227, ~~except as provided in sub. (8m) (e), revoke or, deny,~~
10 ~~suspend, or limit~~ under this section subchapter the registration of any sanitarian,
11 or reprimand the sanitarian, for practice of fraud or deceit in obtaining the
12 registration or any ~~gross professional negligence~~ unprofessional conduct,
13 ~~incompetence, or misconduct~~ professional negligence.

14 *–0347/2.13* SECTION 2087. 250.05 (8m) of the statutes is repealed.

15 *–0347/2.14* SECTION 2088. 250.05 (9) of the statutes is repealed.

16 *–0317/2.2* SECTION 2089. 250.10 of the statutes is renumbered 250.10 (intro.)
17 and amended to read:

18 **250.10 Grant Grants for dental and oral health services.** (intro.) From
19 the appropriation under s. 20.435 (5) (de), the;

20 (1) The department shall provide funding in each fiscal year to the Marquette
21 University School of Dentistry for clinical education of Marquette University School
22 of Dentistry students through the provision of dental services by the students and
23 faculty of the Marquette University School of Dentistry in underserved areas and to
24 underserved populations in the state, as determined by the department in
25 conjunction with the Marquette University School of Dentistry; to inmates of

1 correctional centers in Milwaukee County; and in clinics in the city of Milwaukee.
2 ~~Beginning July 1, 2000, the~~

3 (2) The department shall also distribute in each fiscal year to qualified
4 applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride
5 mouth-rinse program, and \$60,000 \$120,000 for a school-based dental sealant
6 program.

7 ***-0317/2.3* SECTION 2090.** 250.10 (3) of the statutes is created to read:

8 250.10 (3) The department may provide funding to technical college district
9 boards to provide oral health services.

10 ***-0315/2.1* SECTION 2091.** 254.15 (1) of the statutes is amended to read:

11 254.15 (1) Develop and implement a comprehensive statewide lead poisoning
12 or lead exposure prevention and treatment program that includes lead poisoning or
13 lead exposure prevention grants under s. 254.151; any childhood lead poisoning
14 screening requirement under rules promulgated under ss. 254.158 and 254.162; any
15 requirements regarding care coordination and follow-up for children with lead
16 poisoning or lead exposure required under rules promulgated under s. 254.164;
17 departmental responses to reports of lead poisoning or lead exposure under s.
18 254.166; any lead investigation requirements under rules promulgated under ss.
19 254.167; any lead inspection requirements under rules promulgated under 254.168;
20 any lead hazard reduction requirements under rules promulgated under s. 254.172;
21 certification, accreditation and approval requirements under ss. 254.176 and
22 254.178; any certification requirements and procedures under rules promulgated
23 under s. 254.179; and any fees imposed under s. 254.181.

24 ***-0404/4.116* SECTION 2092.** 254.162 (1) (c) of the statutes is amended to read:

1 254.162 (1) (c) Day care providers certified under s. 48.651 49.156 and day care
2 centers licensed under s. 48.65 49.98, provisionally licensed under s. 48.65 49.99, or
3 established or contracted for under s. 120.13 (14).

4 *–0315/2.2* SECTION 2093. 254.166 (title) of the statutes is amended to read:

5 254.166 (title) ~~Departmental response~~ Response to reports of lead
6 poisoning or lead exposure.

7 *–0315/2.3* SECTION 2094. 254.166 (2) (d) of the statutes is amended to read:

8 254.166 (2) (d) Notify the owner of the dwelling or premises of the presence of
9 a lead hazard. The

10 (2m) If the department determines that a lead hazard is present in any
11 dwelling or premises, the local health department shall and the department may
12 issue an order that requires reduction or elimination of an imminent lead hazard
13 within 5 days after the order's issuance and reduction or elimination of other lead
14 hazards within 30 days after the order's issuance, except that, for orders that are
15 issued between October 1 and May 1 and that relate only to exterior lead hazards
16 that are not imminent lead hazards, the order may require elimination or reduction
17 of the lead hazard no earlier than the June 1 immediately following the order's
18 issuance. ~~If the department~~ agency that issued the order determines that the owner
19 has good cause for not complying with the order within the 5-day or 30-day time
20 period, ~~the department~~ the agency may extend the time period within which the
21 owner is required to comply with the order. The failure to comply with ~~the~~
22 ~~department's~~ an order within the time prescribed or as extended by ~~the department~~
23 shall be prima facie evidence of negligence in any action brought to recover damages
24 for injuries incurred after the time period expires. If an order to conduct lead hazard
25 reduction is issued by the department or by a local health department and if the

owner of the dwelling or premises complies with that order, there is a rebuttable presumption that the owner of the dwelling or premises has exercised reasonable care with respect to lead poisoning or lead exposure caused, after the order has been complied with, by lead hazards covered by the order, except that with respect to interim control activities the rebuttable presumption continues only for the period for which the interim control activity is reasonably expected to reduce or eliminate the lead hazard.

***-0315/2.4* SECTION 2095.** 254.166 (2) (e) of the statutes is renumbered 254.166 (2r) and amended to read:

254.166 (2r) ~~If an order is issued under par. (d),~~ The department may conduct or require a certified lead risk assessor or other person certified under s. 254.176 to conduct a lead investigation, a check of work completed, and dust tests for the presence of hazardous levels of lead to ensure compliance with the an order issued under sub. (2m).

***-0404/4.117* SECTION 2096.** 254.168 (4) of the statutes is amended to read:

254.168 (4) A day care provider certified under s. 48.65 ~~49.156~~.

***-0404/4.118* SECTION 2097.** 254.168 (5) of the statutes is amended to read:

254.168 (5) A day care center licensed under s. 48.65 ~~49.98~~, provisionally licensed under s. 48.65 ~~49.99~~, or established or contracted for under s. 120.13 (14).

***-0315/2.5* SECTION 2098.** 254.171 of the statutes is repealed.

***-0315/2.6* SECTION 2099.** 254.173 (3) (c) 1. of the statutes, as affected by 1999 Wisconsin Act 113, is amended to read:

254.173 (3) (c) 1. The owner receives an order under s. 254.166 (2) (d) (2m) and fails to comply with the order.

1 ***-0315/2.7* SECTION 2100.** 254.179 (1) (c) 2. (intro.) of the statutes is amended
2 to read:

3 254.179 (1) (c) 2. (intro.) The standards limiting the length of validity of a
4 certificate of lead-safe status, including the condition of a premises, dwelling, or unit
5 of a dwelling, the type of lead hazard reduction activity that was performed, if any,
6 and any other requirements that must be met to maintain certification, unless the
7 certificate is earlier revoked because of erroneous issuance or because the premises,
8 dwelling, or unit of the dwelling is not safe from lead-bearing paint hazards. The
9 rules shall specify that the face of the certificate shall indicate the certificate's length
10 of validity. ~~The rules shall further specify that applications for certificates of~~
11 ~~lead-safe status for identical premises may be made only as follows:~~

12 ***-0315/2.8* SECTION 2101.** 254.179 (1) (c) 2. a., b. and c. of the statutes are
13 repealed.

14 ***-1598/7.78* SECTION 2102.** 254.911 (1) of the statutes is amended to read:

15 254.911 (1) "Cigarette" has the meaning given in s. 139.30 (1) (1m).

16 ***-0060/1.1* SECTION 2103.** 255.06 (2) (intro.) of the statutes is amended to
17 read:

18 255.06 (2) WELL-WOMAN PROGRAM. (intro.) From the appropriation under s.
19 20.435 (5) (cb), the department shall administer a well-woman program to provide
20 reimbursement for health care screenings, referrals, follow-ups, case management,
21 and patient education provided to low-income, underinsured, and uninsured
22 women. Reimbursement to service providers under this section shall be at the rate
23 of reimbursement for identical services provided under medicare, except that, if
24 projected costs under this section exceed the amounts appropriated under s. 20.435
25 (5) (cb), the department shall modify services or reimbursement accordingly. Within

1 this limitation, the department shall implement the well-woman program to do all
2 of the following:

3 *~~0060/1.2~~* **SECTION 2104.** 255.06 (2) (a) (intro.) of the statutes is renumbered
4 255.06 (2) (a) and amended to read:

5 255.06 (2) (a) *Breast cancer screening services.* Provide not more than \$422,600
6 in each fiscal year as reimbursement for the provision of breast cancer screening
7 services to women who are aged 40 years or older and whose income does not exceed
8 250 percent of the poverty line, by a hospital or organization that has a
9 mammography unit available for use and that is selected by the department under
10 procedures established by the department. ~~Recipients of services under this~~
11 ~~paragraph are subject to a copayment, payable to the service provider, for which the~~
12 ~~department shall reduce reimbursement to the service provider, as follows: The~~
13 department shall reduce reimbursement for a service provided under this paragraph
14 by the amount of any applicable 3rd-party coverage.

15 *~~0060/1.3~~* **SECTION 2105.** 255.06 (2) (a) 1. to 3. of the statutes are repealed.

16 *~~0060/1.4~~* **SECTION 2106.** 255.06 (2) (e) of the statutes is amended to read:

17 255.06 (2) (e) *Health care screening, referral, follow-up, case management, and*
18 *patient education.* Reimburse service providers for the provision of health care
19 screening, referral, follow-up, case management, and patient education to
20 low-income, underinsured, and uninsured women.

21 *~~0469/1.3~~* **SECTION 2107.** 281.22 (2) (c) of the statutes is repealed.

22 *~~1330/1.1~~* **SECTION 2108.** 281.58 (1) (cg) of the statutes is amended to read:

23 281.58 (1) (cg) “Market interest rate” ~~means the interest at the effective rate~~
24 ~~of a revenue obligation issued by the state to fund a project loan or a portion of a~~

1 ~~project loan under the clean water fund program~~ has the meaning given in s. 281.59
2 (1) (b).

3 ***-0460/1.1* SECTION 2109.** 281.58 (2m) (e) of the statutes is amended to read:

4 281.58 **(2m)** (e) Inspect periodically clean water fund project construction to
5 determine project compliance with construction plans and specifications approved
6 ~~by the department~~ and the requirements of this section and s. 281.59 and, if
7 applicable, of 33 USC 1251 to 1376 and 33 USC 1381 to 1387 and the regulations
8 promulgated thereunder.

9 ***-0460/1.2* SECTION 2110.** 281.58 (9) (ae) of the statutes is amended to read:

10 281.58 **(9)** (ae) A municipality that submits an application under par. (a)
11 without design plans and specifications may obtain an initial determination of
12 financial eligibility from the department of administration. The department of
13 natural resources may not approve a municipality's application until the
14 municipality submits ~~approvable~~ design plans and specifications.

15 ***-0460/1.3* SECTION 2111.** 281.58 (15) (a) (intro.) and 1. of the statutes are
16 consolidated, renumbered 281.58 (15) (a) and amended to read:

17 281.58 **(15)** (a) The department and the department of administration may, at
18 the request of a municipality, issue a notice of financial assistance commitment to the
19 municipality after ~~all of the following occur: 1. The~~ the department approves the
20 municipality's application under sub. (9m) (a) and the department of administration
21 has allocated subsidy for the municipality's project.

22 ***-0460/1.4* SECTION 2112.** 281.58 (15) (a) 2. of the statutes is repealed.

23 ***-1330/1.2* SECTION 2113.** 281.59 (1) (b) of the statutes is amended to read:

24 281.59 (1) (b) "Market interest rate" means the ~~interest at the effective~~ interest
25 ~~rate of a~~ on a fixed-rate revenue obligation issued by the state to fund a loan ~~or a~~

1 ~~portion of a loan for a project under the clean water fund program made under this~~
2 ~~section or, for a variable rate obligation, the effective interest rate that the~~
3 ~~department of administration determines would have been paid if the variable rate~~
4 ~~obligation had been sold at a fixed rate.~~

5 ***-0462/1.3* SECTION 2114.** 281.59 (3e) (b) 1. and 3. of the statutes are amended
6 to read:

7 281.59 (3e) (b) 1. Equal to \$90,000,000 \$136,600,000 during the 2003–05
8 2005–07 biennium.

9 3. Equal to \$1,000 for any biennium after the 2003–05 2005–07 biennium.

10 ***-0462/1.4* SECTION 2115.** 281.59 (3m) (b) 1. and 2. of the statutes are
11 amended to read:

12 281.59 (3m) (b) 1. Equal to ~~\$4,000,000~~ \$3,300,000 during the 2003–05 2005–07
13 biennium.

14 2. Equal to \$1,000 for any biennium after the 2003–05 2005–07 biennium.

15 ***-0462/1.5* SECTION 2116.** 281.59 (3s) (b) 1. and 2. of the statutes are amended
16 to read:

17 281.59 (3s) (b) 1. Equal to \$12,800,000 \$13,500,000 during the 2003–05
18 2005–07 biennium.

19 2. Equal to \$1,000 for any biennium after the 2003–05 2005–07 biennium.

20 ***-1330/1.3* SECTION 2117.** 281.61 (1) (b) of the statutes is amended to read:

21 281.61 (1) (b) “Market interest rate” ~~means the interest at the effective rate of~~
22 ~~a revenue obligation issued by this state to fund a loan or portion of a loan for a clean~~
23 ~~water fund program project under s. 281.58~~ has the meaning given in s. 281.59 (1)
24 (b).

25 ***-0458/2.2* SECTION 2118.** 281.75 (title) of the statutes is amended to read:

281.75 (title) Compensation for well contamination and abandonment.

***-0458/2.3* SECTION 2119.** 281.75 (1) (h) of the statutes is amended to read:

281.75 (1) (h) “Well,” if not followed by the words, “subject to abandonment,” means an excavation or opening in the ground made by boring, drilling or driving for the purpose of obtaining a supply of groundwater. “Well” does not include dug wells.

***-0458/2.4* SECTION 2120.** 281.75 (1) (i) of the statutes is created to read:

281.75 (1) (i) “Well subject to abandonment” means a well that is required to be abandoned under s. NR 812.26 (2) (a), Wis. Adm. Code, or that the department may require to be abandoned under s. NR 812.26 (2) (b), Wis. Adm. Code.

***-0458/2.5* SECTION 2121.** 281.75 (2) (e) of the statutes is created to read:

281.75 (2) (e) Establish requirements for the filling and sealing of wells subject to abandonment.

***-0458/2.6* SECTION 2122.** 281.75 (3) (a) of the statutes is renumbered 281.75 (3) and amended to read:

281.75 (3) ~~WELLS FOR WHICH A CLAIM MAY BE SUBMITTED; SUNSET DATE.~~ A claim may be submitted for a private water supply which, at the time of submitting the claim, is contaminated or for a well subject to abandonment.

***-0458/2.7* SECTION 2123.** 281.75 (3) (b) of the statutes is repealed.

***-0458/2.8* SECTION 2124.** 281.75 (4) (a) of the statutes is amended to read:

281.75 (4) (a) Except as provided under par. (b), a landowner or lessee of property on which is located a contaminated private water supply or a well subject to abandonment, or the spouse, dependent, heir, assign or legal representative of the landowner or lessee, may submit a claim under this section.

***-0458/2.9* SECTION 2125.** 281.75 (4m) (a) of the statutes is amended to read:

1 281.75 (4m) (a) In order to be eligible for an award under this section, the
2 annual family income of the landowner or lessee of property on which is located a
3 contaminated water supply or a well subject to abandonment may not exceed
4 \$65,000.

5 *–0458/2.10* SECTION 2126. 281.75 (5) (b) 1. of the statutes is amended to read:

6 281.75 (5) (b) 1. Test results which show that the private water supply is
7 contaminated, as defined under sub. (1) (b) 1. or 2., ~~or~~ information to show that the
8 private water supply is contaminated as defined under sub. (1) (b) 3., or information
9 to show that the well is a well subject to abandonment;

10 *–0458/2.11* SECTION 2127. 281.75 (5) (b) 2. of the statutes is amended to read:

11 281.75 (5) (b) 2. Any If the claim is based on a contaminated private water
12 supply, any information available to the claimant regarding possible sources of
13 contamination of the private water supply; and

14 *–0458/2.12* SECTION 2128. 281.75 (5) (d) 1. of the statutes is amended to read:

15 281.75 (5) (d) 1. Enter the property where the private water supply or well
16 subject to abandonment is located during normal business hours and conduct any
17 investigations or tests necessary to verify the claim; and

18 *–0458/2.13* SECTION 2129. 281.75 (5) (d) 2. of the statutes is amended to read:

19 281.75 (5) (d) 2. ~~Cooperate~~ If the claim is based on a contaminated private
20 water supply, cooperate with the state in any administrative, civil or criminal action
21 involving a person or activity alleged to have caused the private water supply to
22 become contaminated.

23 *–0458/2.14* SECTION 2130. 281.75 (5) (e) of the statutes is amended to read:

SECTION 2130

1 281.75 (5) (e) The department shall consolidate claims if more than one
2 claimant submits a claim for the same private water supply or for the same well
3 subject to abandonment.

4 *–0458/2.15* SECTION 2131. 281.75 (7) (a) of the statutes is amended to read:

5 281.75 (7) (a) If the department finds that the claimant meets all the
6 requirements of this section and rules promulgated under this section and that the
7 private water supply is contaminated or that the well is a well subject to
8 abandonment, the department shall issue an award. The award may not pay more
9 than 75% of the eligible costs. The award may not pay any portion of eligible costs
10 in excess of \$12,000.

11 *–0458/2.16* SECTION 2132. 281.75 (7) (c) 1. of the statutes is amended to read:

12 281.75 (7) (c) 1. ~~The~~ If the claim is based on a contaminated private water
13 supply, the cost of obtaining an alternate water supply;

14 *–0458/2.17* SECTION 2133. 281.75 (7) (c) 2. (intro.) of the statutes is amended
15 to read:

16 281.75 (7) (c) 2. (intro.) ~~The~~ If the claim is based on a contaminated private
17 water supply, the cost of any one of the following:

18 *–0458/2.18* SECTION 2134. 281.75 (7) (c) 3. of the statutes is amended to read:

19 281.75 (7) (c) 3. The cost of abandoning a contaminated private water supply,
20 if a new private water supply is constructed ~~or~~, if connection to a public or private
21 water supply is provided, or if the claim is based on a well subject to abandonment;

22 *–0458/2.19* SECTION 2135. 281.75 (7) (c) 4. of the statutes is amended to read:

23 281.75 (7) (c) 4. The cost of obtaining 2 tests to show that the private water
24 supply was contaminated if the claim is based on a contaminated private water
25 supply and the cost of those tests was originally paid by the claimant;

1 ***-0458/2.20* SECTION 2136.** 281.75 (7) (c) 5. of the statutes is amended to read:

2 281.75 (7) (c) 5. ~~Purchasing~~ The cost of purchasing and installing a pump, if
3 the claim is based on a contaminated private water supply and a new pump is
4 necessary for the new or reconstructed private water supply; and

5 ***-0458/2.21* SECTION 2137.** 281.75 (7) (c) 6. of the statutes is amended to read:

6 281.75 (7) (c) 6. ~~Relocating~~ If the claim is based on a contaminated private
7 water supply, the cost of relocating pipes, as necessary, to connect the replacement
8 water supply to the buildings served by it.

9 ***-0458/2.22* SECTION 2138.** 281.75 (8) (intro.) of the statutes is renumbered

10 281.75 (8) and amended to read:

11 281.75 (8) COPAYMENT. The department shall require a ~~payment by the~~
12 ~~claimant equal to the total of the following: copayment of \$250 unless the claim is~~
13 solely for well abandonment.

14 ***-0458/2.23* SECTION 2139.** 281.75 (8) (a) and (b) of the statutes are repealed.

15 ***-0458/2.24* SECTION 2140.** 281.75 (11) (a) 4. of the statutes is amended to
16 read:

17 281.75 (11) (a) 4. ~~One~~ If the claim is based on a contaminated private water
18 supply, one or more of the contaminants upon which the claim is based was
19 introduced into the well through the plumbing connected to the well.

20 ***-0458/2.25* SECTION 2141.** 281.75 (11) (a) 5. of the statutes is amended to
21 read:

22 281.75 (11) (a) 5. ~~One~~ If the claim is based on a contaminated private water
23 supply, one or more of the contaminants upon which the claim is based was
24 introduced into the well intentionally by a claimant or a person who would be directly
25 benefited by payment of the claim.

SECTION 2142

1 *–0458/2.26* SECTION 2142. 281.75 (11) (a) 6. of the statutes is amended to
2 read:

3 281.75 (11) (a) 6. All If the claim is based on a contaminated private water
4 supply, all of the contaminants upon which the claim is based are naturally occurring
5 substances and the concentration of the contaminants in water produced by the well
6 does not significantly exceed the background concentration of the contaminants in
7 groundwater at that location.

8 *–0458/2.27* SECTION 2143. 281.75 (11) (a) 7. of the statutes is amended to
9 read:

10 281.75 (11) (a) 7. Except as provided in sub. (14), an award has been made
11 under this section within the previous 10 years for the parcel of land where the
12 private water supply is located and the claim is based on a contaminated private
13 water supply.

14 *–0458/2.28* SECTION 2144. 281.75 (11) (a) 8. of the statutes is amended to
15 read:

16 281.75 (11) (a) 8. A If the claim is based on a contaminated private water supply,
17 the contaminated private water supply is a residential water supply, is contaminated
18 by bacteria or nitrates or both, and is not contaminated by any other substance.

19 *–0458/2.29* SECTION 2145. 281.75 (11) (a) 9. of the statutes is amended to
20 read:

21 281.75 (11) (a) 9. A If the claim is based on a contaminated private water supply,
22 the contaminated private water supply is a livestock water supply, is contaminated
23 by bacteria, and is not contaminated by any other substance.

24 *–0458/2.30* SECTION 2146. 281.75 (11) (b) (title) of the statutes is amended
25 to read:

1 281.75 (11) (b) (title) *Limits on awards for contaminated wells; purposes.*

2 ***-0458/2.31* SECTION 2147.** 281.75 (11) (d) (title) of the statutes is amended
3 to read:

4 281.75 (11) (d) (title) *Limits on awards for contaminated wells; amount.*

5 ***-0458/2.32* SECTION 2148.** 281.75 (17) (a) of the statutes is amended to read:

6 281.75 (17) (a) A claim based on a contaminated private water supply may be
7 submitted irrespective of the time when the contamination is or could have been
8 discovered in the private water supply. A claim may be submitted for contamination
9 which commenced before May 11, 1984, and continues at the time a claim is
10 submitted under this section.

11 ***-1360/2.3* SECTION 2149.** 285.01 (17m) of the statutes is created to read:

12 285.01 (17m) “Entire facility” means all stationary sources that are under the
13 control of one person or under the control of persons who are under common control
14 and that are located on contiguous properties.

15 ***-1360/2.4* SECTION 2150.** 285.69 (1d) of the statutes is created to read:

16 285.69 (1d) REQUEST FOR WAIVER OF CONSTRUCTION PERMIT REQUIREMENT. An
17 owner or operator that requests a waiver under s. 285.60 (5m) of the requirement to
18 obtain a construction permit shall pay to the department a fee of \$300.

19 ***-1360/2.5* SECTION 2151.** 285.69 (1g) of the statutes is created to read:

20 285.69 (1g) ANNUAL FEES FOR OPERATION PERMIT EXEMPTION. The owner or
21 operator of a stationary source that is exempt from the requirement to obtain an
22 operation permit under s. 285.62 shall pay to the department a fee of \$300 per year
23 if the stationary source had actual emissions of a regulated pollutant in excess of 3
24 tons in the preceding year.

25 ***-1360/2.6* SECTION 2152.** 285.69 (2) (title) of the statutes is amended to read:

1 285.69 (2) (title) FEES FOR PERSONS REQUIRED TO HAVE OPERATION PERMITS UNDER
2 FEDERAL LAW.

3 *–1360/2.7* SECTION 2153. 285.69 (2) (a) (intro.) of the statutes is amended to
4 read:

5 285.69 (2) (a) (intro.) The department shall promulgate rules for the payment
6 and collection of fees by the owner or operator of a stationary source for which an
7 operation permit is required under the federal clean air act. The rules shall provide
8 all of the following:

9 *–1360/2.8* SECTION 2154. 285.69 (2m) of the statutes is created to read:

10 285.69 (2m) FEES FOR PERSONS REQUIRED TO HAVE OPERATION PERMITS UNDER STATE
11 LAW. (a) *Registration operation permits.* The owner or operator of an entire facility
12 for which an operation permit is required under s. 285.60 but not under the federal
13 clean air act shall pay to the department a fee of \$1,500 per year if the entire facility
14 was covered by a registration operation permit under s. 285.60 (2g) in the preceding
15 year.

16 (b) *General operation permits.* The owner or operator of an entire facility for
17 which an operation permit is required under s. 285.60 but not under the federal clean
18 air act shall pay to the department a fee of \$1,500 per year if the entire facility was
19 covered by a general operation permit under s. 285.60 (3) in the preceding year.

20 (c) *Operation permits for other sources.* The owner or operator of an entire
21 facility for which an operation permit is required under s. 285.60 but not under the
22 federal clean air act shall pay to the department a fee of \$3,000 per year if the entire
23 facility was not covered by a registration operation permit under s. 285.60 (2g) or by
24 a general operation permit under s. 285.60 (3) in the preceding year.

1 (d) *Use of fees.* The fees collected under this subsection and sub. (1g) shall be
2 credited to the appropriation account under s. 20.370 (2) (bh) for the following
3 purposes as they relate to stationary sources for which an operation permit is
4 required under s. 285.60 but not under the federal clean air act:

5 1. The costs of reviewing and acting on applications for operation permits;
6 implementing and enforcing operation permits except for court costs or other costs
7 associated with an enforcement action; monitoring emissions and ambient air
8 quality; preparing rules and materials to assist persons who are subject to the
9 operation permit program; ambient air quality modeling; preparing and
10 maintaining emission inventories; and any other direct and indirect costs of the
11 operation permit program.

12 2. Costs of any other activities related to stationary sources of air
13 contaminants.

14 *–1362/1.2* **SECTION 2155.** 287.26 of the statutes is created to read:

15 **287.26 Business waste reduction and recycling assistance.** The
16 department may contract with a nonprofit organization for services to assist
17 businesses to reduce the amount of solid waste generated or to reuse or recycle solid
18 waste. The department may not provide more than \$500,000 annually under a
19 contract under this section.

20 *–1612/3.1* **SECTION 2156.** 289.645 (4) (e) of the statutes is created to read:

21 289.645 (4) (e) 1. Subject to subd. 2., the recycling fee does not apply to waste
22 material that is acquired during the normal course of recycling operations by a
23 person that makes paper or paperboard from wastepaper, if the waste material
24 cannot be used to make paper or paperboard.

SECTION 2156

1 2. The maximum weight of waste material to which the exemption in subd. 1.
2 applies in a year is 5 percent of the weight of all waste material from the facility at
3 which the person makes paper or paperboard from wastepaper that is disposed of in
4 that year.

5 ***-0774/P4.7* SECTION 2157.** 292.11 (7) (d) 1m. b. of the statutes is amended
6 to read:

7 292.11 (7) (d) 1m. b. An area designated by the local governmental unit if the
8 area consists of 2 or more properties affected by a contiguous region of groundwater
9 contamination or contains 2 or more properties that are brownfields, as defined in
10 s. ~~560.60 (1v)~~ 560.13 (1) (a).

11 ***-0774/P4.8* SECTION 2158.** 292.255 of the statutes is amended to read:

12 **292.255 Report on brownfield efforts.** The department of natural
13 resources, the department of administration, and the department of commerce shall
14 submit a report evaluating the effectiveness of this state's efforts to remedy the
15 contamination of, and to redevelop, brownfields, as defined in s. ~~560.60 (1v)~~ 560.13
16 (1) (a).

17 ***-0455/1.2* SECTION 2159.** 292.57 (2) (b) of the statutes is amended to read:

18 292.57 (2) (b) Any moneys collected under this subsection shall be credited to
19 the appropriation account under s. 20.370 (2) ~~(mi)~~ (dh).

20 ***-0461/2.2* SECTION 2160.** 299.19 of the statutes is created to read:

21 **299.19 Processing electronic information.** The department may
22 promulgate rules specifying fees to cover the costs of electronically receiving and
23 providing information under the programs in chs. 280 to 299 through agreements
24 authorizing the electronic receipt and provision of information, as provided in ss.

1 137.13, 137.15, and 137.25. The department shall consult with persons regulated
2 under chs. 280 to 299 concerning rules under this section.

3 *-1513/4.20* SECTION 2161. 301.235 (2) (a) (intro.) of the statutes is amended
4 to read:

5 301.235 (2) (a) (intro.) In order to provide new buildings and to enable the
6 construction and financing thereof, to refinance indebtedness created by a nonprofit
7 corporation for the purpose of providing a new building or buildings or additions or
8 improvements thereto which are located on land owned by, or owned by the state and
9 held for, the department or on lands of the institutions under the jurisdiction of the
10 department or owned by the nonprofit corporation, or for any one or more of those
11 purposes, but for no other purpose unless authorized by law, the department, subject
12 to s. 16.848, has the following powers and duties:

13 *-1513/4.21* SECTION 2162. 301.235 (2) (a) 1. of the statutes is amended to
14 read:

15 301.235 (2) (a) 1. Without limitation by reason of any other statute except s.
16 16.848, the power to sell and to convey title in fee simple to a nonprofit corporation
17 any land and any existing buildings thereon owned by, or owned by the state and held
18 for, the department or any of the institutions under the jurisdiction of the
19 department for such consideration and upon such terms and conditions as in the
20 judgment of the secretary are in the public interest.

21 *-1513/4.22* SECTION 2163. 301.24 (4) of the statutes is amended to read:

22 301.24 (4) SALES. The Except where a sale occurs under s. 16.848, the
23 department, with the approval of the building commission, may sell and convey such
24 lands under the jurisdiction of the department as the secretary deems to be in excess
25 of the present or future requirements of the department for either the operation of

1 its facilities or programs, for the maintenance of buffer zones adjacent to its facilities
2 or for other public purposes. The proceeds of the sales shall be credited to the state
3 building trust fund.

4 ***-1513/4.23* SECTION 2164.** 301.24 (4m) of the statutes is amended to read:

5 301.24 (4m) CORRECTIONAL INSTITUTION PROPERTY DISPOSITION. In addition to
6 any other requirements under this section, except where a sale occurs under s.
7 16.848, the department may sell or otherwise transfer or dispose of the property
8 acquired for the correctional institution under s. 46.05 (1o), 1985 stats., only if the
9 sale, transfer or disposition is approved by the joint committee on finance. The
10 department shall submit a plan for any such proposed sale, transfer or disposition
11 to the committee.

12 ***-1513/4.24* SECTION 2165.** 301.25 of the statutes is amended to read:

13 **301.25 Sewer system at Taycheedah Correctional Institution.** The
14 department, with the approval of the governor, may enter into an agreement
15 containing terms, conditions and covenants approved by the building commission,
16 to participate in the construction of a sanitary sewer system in the area adjacent to
17 the Taycheedah Correctional Institution in the town of Taycheedah, Fond du Lac
18 County; to connect the sewer system of the Taycheedah Correctional Institution
19 thereto; to pay sewage disposal charges; and to grant easements or, subject to s.
20 16.848, convey land to meet construction requirements.

21 ***-0247/3.1* SECTION 2166.** 301.26 (4) (d) 2. of the statutes is amended to read:

22 301.26 (4) (d) 2. Beginning on July 1, 2003 2005, and ending on June 30, 2004
23 2006, the per person daily cost assessment to counties shall be ~~\$183~~ \$218 for care in
24 a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$183~~ \$218 for care
25 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),

1 ~~\$225~~ \$227 for care in a residential care center for children and youth, ~~\$142~~ \$170 for
2 care in a group home for children, ~~\$47~~ \$51 for care in a foster home, ~~\$88~~ \$85 for care
3 in a treatment foster home, ~~\$86~~ \$89 for departmental corrective sanctions services,
4 and ~~\$25~~ \$27 for departmental aftercare services.

5 *~~0247/3.2~~* **SECTION 2167.** 301.26 (4) (d) 3. of the statutes is amended to read:

6 301.26 (4) (d) 3. Beginning on July 1, 2004 2006, and ending on June 30, 2005
7 2007, the per person daily cost assessment to counties shall be ~~\$187~~ \$224 for care in
8 a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$187~~ \$224 for care
9 for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),
10 ~~\$239~~ \$235 for care in a residential care center for children and youth, ~~\$149~~ \$179 for
11 care in a group home for children, ~~\$49~~ \$54 for care in a foster home, ~~\$92~~ \$89 for care
12 in a treatment foster home, ~~\$87~~ \$91 for departmental corrective sanctions services,
13 and ~~\$26~~ \$27 for departmental aftercare services.

14 *~~0249/2.1~~* **SECTION 2168.** 301.26 (7) (intro.) of the statutes is amended to
15 read:

16 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
17 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the
18 department shall allocate funds for community youth and family aids for the period
19 beginning on July 1, 2003 2005, and ending on June 30, 2005 2007, as provided in
20 this subsection to county departments under ss. 46.215, 46.22, and 46.23 as follows:

21 *~~0249/2.2~~* **SECTION 2169.** 301.26 (7) (a) of the statutes is amended to read:

22 301.26 (7) (a) For community youth and family aids under this section,
23 amounts not to exceed \$44,145,100 for the last 6 months of 2003 2005, \$88,290,200
24 for 2004 2006, and \$44,145,100 for the first 6 months of 2005 2007.

1 ***-0249/2.3* SECTION 2170.** 301.26 (7) (b) (intro.) of the statutes is amended to
2 read:

3 301.26 (7) (b) (intro.) Of the amounts specified in par. (a), the department shall
4 allocate \$2,000,000 for the last 6 months of 2003 2005, \$4,000,000 for 2004 2006, and
5 \$2,000,000 for the first 6 months of 2005 2007 to counties based on each of the
6 following factors weighted equally:

7 ***-0249/2.4* SECTION 2171.** 301.26 (7) (c) of the statutes is amended to read:

8 301.26 (7) (c) Of the amounts specified in par. (a), the department shall allocate
9 \$1,053,200 for the last 6 months of 2003 2005, \$2,106,500 for 2004 2006, and
10 \$1,053,300 for the first 6 months of 2005 2007 to counties based on each of the factors
11 specified in par. (b) 1. to 3. weighted equally, except that no county may receive an
12 allocation under this paragraph that is less than 93% nor more than 115% of the
13 amount that the county would have received under this paragraph if the allocation
14 had been distributed only on the basis of the factor specified in par. (b) 3.

15 ***-0249/2.5* SECTION 2172.** 301.26 (7) (e) of the statutes is amended to read:

16 301.26 (7) (e) For emergencies related to community youth and family aids
17 under this section, amounts not to exceed \$125,000 for the last 6 months of 2003
18 2005, \$250,000 for 2004 2006, and \$125,000 for the first 6 months of 2005 2007. A
19 county is eligible for payments under this paragraph only if it has a population of not
20 more than 45,000.

21 ***-0249/2.6* SECTION 2173.** 301.26 (7) (h) of the statutes is amended to read:

22 301.26 (7) (h) For counties that are participating in the corrective sanctions
23 program under s. 938.533 (2), \$1,062,400 in the last 6 months of 2003 2005,
24 \$2,124,800 in 2004 2006, and \$1,062,400 in the first 6 months of 2005 2007 for the
25 provision of corrective sanctions services for juveniles from that county. In

1 distributing funds to counties under this paragraph, the department shall determine
2 a county's distribution by dividing the amount allocated under this paragraph by the
3 number of slots authorized for the program under s. 938.533 (2) and multiplying the
4 quotient by the number of slots allocated to that county by agreement between the
5 department and the county. The department may transfer funds among counties as
6 necessary to distribute funds based on the number of slots allocated to each county.

7 ***-0249/2.7* SECTION 2174.** 301.26 (8) of the statutes is amended to read:

8 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the
9 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last
10 6 months of 2003 2005, \$1,333,400 in 2004 2006, and \$666,700 in the first 6 months
11 of 2005 2007 for alcohol and other drug abuse treatment programs.

12 ***-1624/2.2* SECTION 2175.** 301.263 (title) of the statutes is repealed.

13 ***-1624/2.3* SECTION 2176.** 301.263 (1) of the statutes is renumbered 16.964
14 (11) (a) and amended to read:

15 16.964 (11) (a) From the appropriation under s. 20.410 (3) (f) 20.505 (6) (f), the
16 department office shall distribute \$3,750,000 in each year to counties for early
17 intervention services for first offenders and for intensive community-based
18 intervention services for seriously chronic offenders.

***NOTE: This is reconciled s. 301.263 (1). This SECTION has been affected by drafts
with the following LRB #s: LRB-1624/1 and LRB-1670/3.

19 ***-1624/2.4* SECTION 2177.** 301.263 (2) of the statutes is renumbered 16.964
20 (11) (b) and amended to read:

21 16.964 (11) (b) To determine eligibility for a payment under sub. (1) par. (a), the
22 department office shall require a county to submit a plan for the expenditure of that

1 payment that ensures that the county targets the programs to be funded under that
2 payment appropriately.

****NOTE: This is reconciled s. 301.263 (2). This SECTION has been affected by drafts
with the following LRB #s: LRB-1624/1 and LRB-1670/3.

3 ***-1624/2.5* SECTION 2178.** 301.263 (3) of the statutes is renumbered 16.964
4 (11) (c) and amended to read:

5 16.964 (11) (c) The department office shall distribute 33% of the amounts
6 distributed under sub. ~~(1)~~ par. (a) based on each county's proportion of the violent
7 Part I juvenile arrests reported statewide under the uniform crime reporting system
8 of the office of justice assistance in the department of administration, during the
9 most recent 2-year period for which that information is available. The department
10 office shall distribute 33% of the amounts distributed under sub. ~~(1)~~ par. (a) based
11 on each county's proportion of the number of juveniles statewide who are placed in
12 a secured correctional facility, a secured child caring institution, or a secured group
13 home during the most recent 2-year period for which that information is available.
14 The department office shall distribute 34% of the amounts distributed under sub. ~~(1)~~
15 par. (a) based on each county's proportion of the total Part I juvenile arrests reported
16 statewide under the uniform crime reporting system of the office of justice
17 assistance, during the most recent 2-year period for which that information is
18 available.

****NOTE: This is reconciled s. 301.263 (3). This SECTION has been affected by drafts
with the following LRB #s: LRB-1624/1 and LRB-1670/3.

19 ***-1417/P4.4* SECTION 2179.** 301.32 (1) of the statutes is amended to read:
20 301.32 (1) PROPERTY DELIVERED TO WARDEN OR SUPERINTENDENT; CREDIT AND DEBIT.
21 All money and other property delivered to an employee of any state correctional
22 institution for the benefit of a prisoner or resident shall be delivered to the warden

1 or superintendent, who shall enter the property upon his or her accounts to the credit
2 of the prisoner or resident. The property may be used only under the direction and
3 with the approval of the superintendent or warden and for the crime victim and
4 witness assistance surcharge under s. 973.045 (4), the child abuse prevention and
5 child mental health surcharge under s. 973.044 (4), the delinquency victim and
6 witness assistance surcharge under s. 938.34 (8d) (c), the deoxyribonucleic acid
7 analysis surcharge under s. 973.046 or the benefit of the prisoner or resident. If the
8 money remains uncalled for for one year after the prisoner's or resident's death or
9 departure from the state correctional institution, the superintendent shall deposit
10 it in the general fund. If any prisoner or resident leaves property, other than money,
11 uncalled for at a state correctional institution for one year, the superintendent shall
12 sell the property and deposit the proceeds in the general fund, donate the property
13 to a public agency or private, nonprofit organization or destroy the property. If any
14 person satisfies the department, within 5 years after the deposit, of his or her right
15 to the deposit, the department shall direct the department of administration to draw
16 its warrant in favor of the claimant and it shall charge the same to the appropriation
17 made by s. 20.913 (3) (bm).

18 ***-0251/1.2* SECTION 2180.** 301.45 (10) of the statutes is created to read:

19 301.45 (10) The department may require a person who must register as a sex
20 offender and who is in its custody or on probation, parole, or extended supervision
21 to pay an annual fee to partially offset its costs in monitoring persons on probation,
22 parole, or extended supervision. The department shall establish any such fee by rule,
23 but the fee may not exceed \$50.

24 ***-0404/4.119* SECTION 2181.** 301.46 (4) (a) 2. of the statutes is amended to
25 read:

1 301.46 (4) (a) 2. A day care provider that holds a license under s. 48.65 49.98,
2 that is certified under s. 48.651 49.156, that holds a probationary license under s.
3 48.65 49.99, or that is established or contracted for under s. 120.13 (14).

4 ***-1513/4.25* SECTION 2182.** 302.04 of the statutes is amended to read:

5 **302.04 Duties of warden and superintendents.** The Except as provided in
6 s. 16.848, the warden or the superintendent of each state prison shall have charge
7 and custody of the prison and all lands, belongings, furniture, implements, stock and
8 provisions and every other species of property within the same or pertaining thereto.
9 The warden or superintendent shall enforce the ~~regulations~~ rules of the department
10 for the administration of the prison and for the government of its officers and the
11 discipline of its inmates.

12 ***-1660/3.1* SECTION 2183.** 302.05 (1) of the statutes is renumbered 302.05 (1)
13 (a), and 302.05 (1) (a) (intro.), as renumbered, is amended to read:

14 302.05 (1) (a) (intro.) The department of corrections and the department of
15 health and family services may designate a section of a mental health institute as
16 a correctional treatment facility for the treatment of substance abuse of inmates
17 transferred from Wisconsin state prisons. This section shall be administered by the
18 department of corrections ~~and shall be known as the Wisconsin substance abuse~~
19 ~~program.~~ The department of corrections and the department of health and family
20 services shall ensure that the residents at the institution and the residents in the
21 substance abuse program:

22 ***-1660/3.2* SECTION 2184.** 302.05 (1) (b) of the statutes is created to read:

23 302.05 (1) (b) The department of corrections may designate all or part of any
24 state prison as a correctional treatment facility and provide, at that facility,
25 programs for treating the abuse of alcohol or other drugs by inmates.

1 ***-1660/3.3* SECTION 2185.** 302.05 (3) (b) of the statutes is amended to read:

2 302.05 (3) (b) Except as provided in par. (d), if the department determines that
3 an eligible inmate serving a sentence other than one imposed under s. 973.01 has
4 successfully completed the a treatment program described in sub. (1), the parole
5 commission shall parole the inmate for that sentence under s. 304.06, regardless of
6 the time the inmate has served. If the parole commission grants parole under this
7 paragraph, it shall require the parolee to participate in an intensive supervision
8 program for drug abusers as a condition of parole.

9 ***-1660/3.4* SECTION 2186.** 302.05 (3) (c) 1. of the statutes is amended to read:

10 302.05 (3) (c) 1. Except as provided in par. (d), if the department determines
11 that an eligible inmate serving the term of confinement in prison portion of a
12 bifurcated sentence imposed under s. 973.01 has successfully completed the a
13 treatment program described in sub. (1), the department shall inform the court that
14 sentenced the inmate.

15 ***-1660/3.5* SECTION 2187.** 302.05 (3) (c) 2. (intro.) of the statutes is amended
16 to read:

17 302.05 (3) (c) 2. (intro.) Upon being informed by the department under subd.
18 1. that an inmate whom the court sentenced under s. 973.01 has successfully
19 completed the a treatment program described in sub. (1), the court shall modify the
20 inmate's bifurcated sentence as follows:

21 ***-1660/3.6* SECTION 2188.** 302.05 (3) (d) of the statutes is amended to read:

22 302.05 (3) (d) The department may place intensive sanctions program
23 participants in the a treatment program described in sub. (1), but pars. (b) and (c)
24 do not apply to those participants.

25 ***-1417/P4.5* SECTION 2189.** 302.12 (2) of the statutes is amended to read:

1 302.12 (2) Money accruing under this section remains under the control of the
2 department, to be used for the crime victim and witness assistance surcharge under
3 s. 973.045 (4), the child abuse prevention and child mental health surcharge under
4 s. 973.044 (4), the deoxyribonucleic acid analysis surcharge under s. 973.046, and the
5 benefit of the inmate or the inmate's family or dependents, under rules promulgated
6 by the department as to time, manner and amount of disbursements.

7 ***-1417/P4.6* SECTION 2190.** 302.13 of the statutes is amended to read:

8 **302.13 Preservation of property an inmate brings to prison.** The
9 department shall preserve money and effects, except clothes, in the possession of an
10 inmate when admitted to the prison and, subject to the crime victim and witness
11 assistance surcharge under s. 973.045 (4), the child abuse prevention and child
12 mental health surcharge under s. 973.044 (4), and the deoxyribonucleic acid analysis
13 surcharge under s. 973.046, shall restore the money and effects to the inmate when
14 discharged.

15 ***-0252/2.6* SECTION 2191.** 303.01 (2) (em) of the statutes is repealed.

16 ***-1417/P4.7* SECTION 2192.** 303.01 (8) (b) of the statutes is amended to read:

17 303.01 (8) (b) The department shall distribute earnings of an inmate or
18 resident, ~~other than an inmate or resident employed under sub. (2) (em)~~, for the crime
19 victim and witness assistance surcharge under s. 973.045 (4), the child abuse
20 prevention and child mental health surcharge under s. 973.044 (4), for the
21 delinquency victim and witness assistance surcharge under s. 938.34 (8d) (c), for the
22 deoxyribonucleic acid analysis surcharge under s. 973.046 (4) and for compliance
23 with s. 303.06 (2) and may distribute earnings for the support of the inmate's or
24 resident's dependents and for other obligations either acknowledged by the inmate

1 or resident in writing or which have been reduced to judgment that may be satisfied
2 according to law.

****NOTE: This is reconciled s. 303.01 (8) (b). This SECTION has been affected by
drafts with the following LRB numbers: LRB-1417 and LRB-0252.

3 ***-0252/2.7* SECTION 2193.** 303.01 (8) (c) of the statutes is repealed.

****NOTE: This is reconciled s. 303.01 (8) (c). This SECTION has been affected by
drafts with the following LRB numbers: LRB-0252 and LRB-1417.

4 ***-0252/2.8* SECTION 2194.** 303.01 (8) (d) of the statutes is repealed.

5 ***-0252/2.9* SECTION 2195.** 303.01 (8) (e) of the statutes is repealed.

6 ***-0252/2.10* SECTION 2196.** 303.01 (11) of the statutes is repealed.

7 ***-0252/2.11* SECTION 2197.** 303.06 (3) of the statutes is repealed.

8 ***-1417/P4.8* SECTION 2198.** 303.065 (5) (bo) of the statutes is created to read:

9 303.065 (5) (bo) Payment of the child abuse prevention and child mental health
10 surcharge under s. 973.044 (4).

11 ***-0252/2.12* SECTION 2199.** 303.21 (1) (b) of the statutes is amended to read:

12 303.21 (1) (b) Inmates are included under par. (a) if they are participating in
13 a structured work program away from the institution grounds under s. 302.15 or a
14 secure work program under s. 303.063. Inmates are not included under par. (a) if
15 they are employed in a prison industry under s. 303.06 (2), participating in a work
16 release program under s. 303.065 (2), ~~participating in employment with a private~~
17 ~~business under s. 303.01 (2) (em)~~ or participating in the transitional employment
18 program, but they are eligible for worker's compensation benefits under ch. 102.
19 Residents subject to s. 303.01 (1) (b) are not included under par. (a) but they are
20 eligible for worker's compensation benefits under ch. 102.

21 ***-1394/1.3* SECTION 2200.** 341.09 (2m) (a) 1., 2. and 3. and (d) of the statutes
22 are amended to read:

1 341.09 (2m) (a) 1. Upon request by a dealer licensed in this state, the
2 department may issue any number of temporary operation plates and temporary
3 permits to a dealer under sub. (2) at a fee of \$3 per plate item. The dealer may issue
4 the temporary operation plate or permit at a fee of \$3 to any of the following:

5 2. Notwithstanding subd. 1., the department shall issue a sufficient number
6 of temporary operation plates and temporary permits without charge to each dealer
7 licensed in this state for issuance under this subdivision. Each dealer shall issue a
8 temporary operation plate or a temporary permit without charge to any state
9 resident who purchases or leases from the dealer an automobile or motor truck
10 having a registered weight of 8,000 pounds or less, for use on such vehicle if the state
11 resident submits to the dealer a complete application for registration of the vehicle,
12 including evidence of inspection under s. 110.20 when required, and for a new
13 certificate of title for a purchased vehicle, together with a check or money order made
14 payable to the department for all applicable title, registration, security interest and
15 sales tax moneys, for transmittal to the department by the dealer.

16 3. The department shall prescribe the manner in which a dealer shall keep
17 records of temporary operation plates and temporary permits issued by the dealer.

18 (d) If the department determines that a dealer has misused plates or permits
19 issued under this subsection or sub. (4) or has failed to comply with the requirements
20 of this section or rules issued under this section, the department may order the dealer
21 to return all temporary operation plates and permits in the dealer's possession.
22 Within 30 days after the issuance of the order, the dealer may request a hearing
23 before the division of hearings and appeals. The division of hearings and appeals
24 shall schedule a hearing with reasonable promptness. The dealer may not issue any

1 temporary operation plates or permits until after the division of hearings and
2 appeals holds its scheduled hearing and issues its findings.

3 ***-1394/1.4* SECTION 2201.** 341.09 (9) of the statutes is amended to read:

4 341.09 (9) Notwithstanding any other provision of this section, the department
5 shall issue a temporary operation plate or a temporary permit without charge for an
6 automobile or motor truck having a registered weight of 8,000 pounds or less upon
7 receipt of a complete application accompanied by the required fee for registration of
8 the vehicle, including evidence of any inspection under s. 110.20 when required, if
9 the department does not immediately issue the regular registration plates for the
10 vehicle and the department determines that the applicant has not otherwise been
11 issued a temporary operation plate or a temporary permit under this section.

12 ***-1559/1.1* SECTION 2202.** 341.135 of the statutes is repealed.

13 ***-0374/3.1* SECTION 2203.** 341.14 (6r) (b) 9. of the statutes is created to read:

14 341.14 (6r) (b) 9. An additional fee of \$15 that is in addition to the fee under
15 subd. 2. shall be charged for the issuance or renewal of a plate issued on an annual
16 basis for a special group specified under par. (f) 1. to 32., 49., 49m., 51., or 56. An
17 additional fee of \$30 that is in addition to the fee under subd. 2. shall be charged for
18 the issuance or renewal of a plate issued on the biennial basis for a special group
19 specified under par. (f) 1. to 32., 49., 49m., 51., or 56. if the plate is issued or renewed
20 during the first year of the biennial registration period or \$15 for the issuance or
21 renewal if the plate is issued or renewed during the 2nd year of the biennial
22 registration period. All moneys received under this subdivision shall be deposited
23 in the veterans trust fund. To the extent permitted under ch. 71, the fee collected
24 under this subdivision for the issuance or reissuance of a special plate under par. (f)

SECTION 2203

1. to 32., 49., 49m., 51., or 56. is deductible as a charitable contribution for purposes of taxes under ch. 71.

***-0374/3.2* SECTION 2204.** 341.14 (6r) (f) 56. of the statutes is created to read:

341.14 (6r) (f) 56. Persons interested in supporting veterans.

***-1051/1.1* SECTION 2205.** 341.25 (1) (a) of the statutes is amended to read:

341.25 (1) (a) For each automobile, a fee of ~~\$55~~ \$65, except that an automobile registered in this state prior to September 1, 1947, at a fee of less than \$18 shall be registered at such lesser fee plus an additional fee of \$2.

***-1051/1.2* SECTION 2206.** 341.25 (2) (a) of the statutes is amended to read:

341.25 (2) (a) Not more than 4,500 \$ ~~48.50~~ 65.00

***-1051/1.3* SECTION 2207.** 341.25 (2) (b) of the statutes is amended to read:

341.25 (2) (b) Not more than 6,000 ~~61.50~~ 71.00

***-1051/1.4* SECTION 2208.** 341.25 (2) (c) of the statutes is amended to read:

341.25 (2) (c) Not more than 8,000 ~~77.50~~ 87.00

***-0299/2.5* SECTION 2209.** 342.06 (1) (intro.) of the statutes is amended to read:

342.06 (1) (intro.) An application for a certificate of title shall be made to the department upon a form or in an automated format prescribed by it and shall be accompanied by the required fee and any applicable taxes. The department shall provide the information it obtains under this subsection to the department of revenue for the sole purpose of administering state taxes. Each application for certificate of title shall include the following information:

***-0299/2.6* SECTION 2210.** 342.06 (1) (eg) of the statutes is amended to read:

342.06 (1) (eg) Except as provided in par. (eh), if the applicant is an individual, the social security number of the applicant. The department of transportation may

1 not disclose a social security number obtained under this paragraph to any person
2 except to the department of workforce development for the sole purpose of
3 administering s. 49.22 and to the department of revenue for the sole purpose of
4 administering state taxes.

5 *-1053/3.1* SECTION 2211. 342.14 (1) of the statutes is amended to read:

6 342.14 (1) For filing an application for the first certificate of title, \$18.50
7 \$28.50, by the owner of the vehicle.

8 *-0452/2.1* SECTION 2212. 342.14 (1r) of the statutes is amended to read:

9 342.14 (1r) Upon filing an application under sub. (1) or (3), an environmental
10 impact fee of \$9 ~~\$10.50~~, by the person filing the application. All moneys collected
11 under this subsection shall be credited to the environmental fund for environmental
12 management. ~~This subsection does not apply after December 31, 2005.~~

13 *-1053/3.2* SECTION 2213. 342.14 (3) of the statutes is amended to read:

14 342.14 (3) For a certificate of title after a transfer, \$18.50 \$28.50, by the owner
15 of the vehicle.

16 *-1560/3.29* SECTION 2214. 342.14 (3m) of the statutes is amended to read:

17 342.14 (3m) Upon filing an application under sub. (1) or (3), a supplemental
18 title fee of \$7.50 by the owner of the vehicle, except that this fee shall be waived with
19 respect to an application under sub. (3) for transfer of a decedent's interest in a
20 vehicle to his or her surviving spouse. The fee specified under this subsection is in
21 addition to any other fee specified in this section. The department shall deposit into
22 the environmental fund all fees collected under this subsection.

23 *-1053/3.3* SECTION 2215. 342.14 (5) of the statutes is amended to read:

24 342.14 (5) For a replacement certificate of title, \$8 \$20, by the owner of the
25 vehicle.

plain text

1 *–1394/1.5* SECTION 2216. 342.16 (1) (a) of the statutes is amended to read:

2 342.16 (1) (a) Except as provided in par. (c), if a dealer acquires a new or used
3 vehicle that is not a salvage vehicle and holds it for resale, or acquires a salvage
4 vehicle that is currently titled as a salvage vehicle and holds it for resale or accepts
5 a vehicle for sale on consignment, the dealer may not submit to the department the
6 certificate of title or application for certificate of title naming the dealer as owner of
7 the vehicle. Upon transferring the vehicle to another person, the dealer shall
8 immediately give the transferee on a form prescribed by the department a receipt for
9 all title, registration, security interest and sales tax moneys paid to the dealer for
10 transmittal to the department when required. The dealer shall promptly execute the
11 assignment and warranty of title, showing the name and address of the transferee
12 and of any secured party holding a security interest created or reserved at the time
13 of the resale or sale on consignment, in the spaces provided therefor on the certificate
14 or as the department prescribes. ~~Within 7 business days following the sale or~~
15 ~~transfer, the dealer shall mail or deliver the certificate or application for certificate~~
16 ~~to the department with the transferee's application for a new certificate.~~ A
17 nonresident who purchases a motor vehicle from a dealer in this state may not,
18 unless otherwise authorized by rule of the department, apply for a certificate of title
19 issued for the vehicle in this state unless the dealer determines that a title is
20 necessary to protect the interests of a secured party. The dealer is responsible for
21 determining whether a title and perfection of security interest is required. The
22 dealer is liable for any damages incurred by the department or any secured party for
23 the dealer's failure to perfect a security interest which the dealer had knowledge of
24 at the time of sale.

25 *–1394/1.6* SECTION 2217. 342.16 (1) (am) of the statutes is created to read:

1 342.16 (1) (am) 1. Except as provided in subd. 2., a motor vehicle dealer, as
2 defined in s. 218.0101 (23), who processes an application for transfer of title and
3 registration as provided in par. (a) shall utilize an electronic process prescribed by
4 the department under this paragraph or provided for under ss. 341.20 and 341.21.
5 The dealer may charge a reasonable fee for electronic processing under this
6 paragraph.

7 2. The department may, by rule, exempt a motor vehicle dealer from the
8 requirements of this paragraph. A motor vehicle dealer who is exempted shall pay
9 a fee to the department to process applications for transfer of title and registration
10 that are submitted to the department by the exempted dealer.

11 3. The department shall promulgate rules to implement and administer this
12 paragraph.

13 *-0299/2.7* SECTION 2218. 343.027 of the statutes is amended to read:

14 **343.027 Confidentiality of signatures.** Any signature collected under this
15 chapter may be maintained by the department and shall be kept confidential. ~~The,~~
16 except that the department may release a signature or a facsimile of a signature only
17 to the person to whom the signature relates and to the department of revenue for the
18 sole purpose of investigating allegations of tax fraud.

19 *-0299/2.8* SECTION 2219. 343.14 (1) of the statutes is amended to read:

20 343.14 (1) Every application to the department for a license or identification
21 card or for renewal thereof shall be made upon the appropriate form furnished by the
22 department and shall be accompanied by the required fee. The department shall
23 provide the information it obtains under this subsection, excluding medical
24 information, to the department of revenue for the purpose of administering setoffs
25 under ss. 71.93 and 71.935 and state taxes.

1 ***-0299/2.9*** SECTION 2220. 343.14 (2j) (b) of the statutes is amended to read:

2 343.14 (2j) (b) Except as otherwise required to administer and enforce this
3 chapter, the department of transportation may not disclose a social security number
4 obtained from an applicant for a license under sub. (2) (bm) to any person except to
5 the department of workforce development for the sole purpose of administering s.
6 49.22 or to the department of revenue for the purpose of administering setoffs under
7 ss. 71.93 and 71.935 and state taxes.

8 ***-0955/10.11*** SECTION 2221. 343.33 (2) of the statutes is amended to read:

9 343.33 (2) Upon the hearing, the department or its a hearing examiner may
10 administer oaths, issue subpoenas for the attendance of witnesses and the
11 production of relevant books and papers and may require a reexamination of the
12 licensee. No law enforcement officer or other witness produced by the person who
13 has requested a hearing to testify on his or her behalf shall be paid a witness fee by
14 the department nor shall any law enforcement officer called to appear for the
15 department be paid any witness fee. All testimony shall be taken and transcribed.

16 ***-1652/2.1*** SECTION 2222. 343.44 (2) (as) of the statutes is created to read:

17 343.44 (2) (as) Any person who violates sub. (1) (b) after the effective date of
18 this paragraph [revisor inserts date], shall forfeit not more than \$600, except that,
19 if the person has been convicted of a previous violation of sub. (1) (b) within the
20 preceding 5-year period or if the revocation identified under sub. (1) (b) resulted from
21 an offense that may be counted under s. 343.307 (2), the penalty under par. (b) shall
22 apply.

23 ***-1652/2.2*** SECTION 2223. 343.44 (2) (b) (intro.) of the statutes is amended to
24 read:

1 343.44 (2) (b) (intro.) Except as provided in ~~par.~~ pars. (am) and (as), any person
2 who violates sub. (1) (b), (c) or (d) shall be fined not more than \$2,500 or imprisoned
3 for not more than one year in the county jail or both. In imposing a sentence under
4 this paragraph, or a local ordinance in conformity with this paragraph, the court
5 shall review the record and consider the following:

6 ***-1243/P3.97* SECTION 2224.** 344.576 (3) (a) 5. of the statutes is amended to
7 read:

8 344.576 (3) (a) 5. The address and telephone number of the department of
9 agriculture, ~~trade and consumer protection~~ justice.

10 ***-1243/P3.98* SECTION 2225.** 344.576 (3) (c) of the statutes is amended to
11 read:

12 344.576 (3) (c) The department of agriculture, ~~trade and consumer protection~~
13 justice shall promulgate rules specifying the form of the notice required under par.
14 (a), including the size of the paper ~~and~~, the type size, and any highlighting of the
15 information described in par. (a). The rule may specify additional information that
16 must be included in the notice and the precise language that must be used.

17 ***-1243/P3.99* SECTION 2226.** 344.579 (2) (intro.) of the statutes is amended
18 to read:

19 344.579 (2) ENFORCEMENT. (intro.) The department of agriculture, ~~trade and~~
20 ~~consumer protection~~ justice shall investigate violations of ss. 344.574, 344.576 (1),
21 (2), and (3) (a) and (b), 344.577, and 344.578. The department of agriculture, ~~trade~~
22 ~~and consumer protection~~ justice may on behalf of the state:

23 ***-0355/2.20* SECTION 2227.** 350.12 (3h) (a) 1. of the statutes is amended to
24 read:

1 350.12 (3h) (a) 1. Directly issue, transfer, or renew the registration
2 documentation with or without using the expedited services specified in par. (ag) 1.

3 *-0355/2.21* SECTION 2228. 350.12 (3h) (a) 3. of the statutes is amended to
4 read:

5 350.12 (3h) (a) 3. Appoint persons who are not employees of the department
6 as agents of the department to issue, transfer, or renew the registration
7 documentation using either or both of the expedited services specified in par. (ag) 1.

8 *-0355/2.22* SECTION 2229. 350.12 (3h) (ag) 1. (intro.) of the statutes is
9 amended to read:

10 350.12 (3h) (ag) 1. (intro.) For the issuance of original or duplicate registration
11 documentation and for the transfer or renewal of registration documentation, the
12 department may implement either or both of the following expedited procedures to
13 be provided by the department and any agents appointed under par. (a) 3.:

14 *-0355/2.23* SECTION 2230. 350.12 (3h) (ag) 1. a. of the statutes is amended
15 to read:

16 350.12 (3h) (ag) 1. a. A noncomputerized procedure under which the
17 department or agent may accept applications for registration certificates
18 documentation and issue a validated registration receipt at the time the applicant
19 submits the application accompanied by the required fees.

20 *-0355/2.24* SECTION 2231. 350.12 (3h) (ag) 1. b. of the statutes is amended
21 to read:

22 350.12 (3h) (ag) 1. b. A computerized procedure under which the department
23 or agent may accept applications for registration documentation and issue to each
24 applicant all or some of the items of the registration documentation at the time the
25 applicant submits the application accompanied by the required fees.

1 *–0355/2.25* SECTION 2232. 350.12 (3h) (ag) 2. of the statutes is amended to
2 read:

3 350.12 (3h) (ag) 2. Under either procedure under subd. 1., the applicant shall
4 receive any remaining items of registration documentation directly from the
5 department at a later date. The items of registration documentation issued at the
6 time of the submittal of the application under either procedure shall be sufficient to
7 allow the snowmobile for which the application is submitted to be operated in
8 compliance with the registration requirements under this section. The items of
9 registration documentation issued under subd. 1. b. shall include at least one
10 registration decal.

11 *–0355/2.26* SECTION 2233. 350.12 (3h) (ar) (title) of the statutes is repealed
12 and recreated to read:

13 350.12 (3h) (ar) (title) *Registration; supplemental fees.*

14 *–0355/2.27* SECTION 2234. 350.12 (3h) (ar) 1. of the statutes is amended to
15 read:

16 350.12 (3h) (ar) 1. In addition to the applicable fee under sub. (3) (a), each agent
17 appointed under par. (a) 3. shall collect ~~an expedited~~ a service fee of \$3 each time the
18 agent issues a validated registration receipt under par. (ag) 1. a. The agent shall
19 retain the entire amount of each ~~expedited~~ service fee the agent collects.

20 *–0355/2.28* SECTION 2235. 350.12 (3h) (ar) 2. of the statutes is amended to
21 read:

22 350.12 (3h) (ar) 2. In addition to the applicable fee under sub. (3) (a), the
23 department or the agent appointed under par. (a) 3. shall collect ~~an expedited~~ a
24 service fee of ~~\$3~~ \$5 each time the ~~expedited~~ service under par. (ag) 1. b. is provided.

1 The agent shall remit to the department \$1 of each expedited service fee the agent
2 collects.

3 *~~0351/1.1~~* SECTION 2236. 350.12 (4) (bm) 2. of the statutes is amended to
4 read:

5 350.12 (4) (bm) 2. Of the actual cost incurred by the department or the county
6 in maintaining its trails that are qualified under par. (b) 1. or 4. for the fiscal year
7 applicable under subd. 1., the actual cost incurred in grooming the trails exceeds a
8 maximum of \$~~130~~ \$150 per mile per year.

9 *~~0355/2.29~~* SECTION 2237. 350.125 (1) (am) of the statutes is repealed.

10 *~~1192/2.1~~* SECTION 2238. 351.02 (1) (b) of the statutes is amended to read:

11 351.02 (1) (b) Twelve or more convictions of ~~moving violations of ch. 346,~~
12 including violations under par. (a), ~~of traffic regulations or of crimes in the operation~~
13 ~~of a motor vehicle which are required to be reported under s. 343.28 or 345.37 (5).~~

14 *~~1192/2.2~~* SECTION 2239. 351.02 (1) (f) of the statutes is amended to read:

15 351.02 (1) (f) The department may, by rule, exempt specific ~~moving violations~~
16 of ch. 346 from being counted under par. (b) if the department determines that the
17 violation is a petty offense, except that the department may not exempt any violation
18 for which the department assigns demerit points under s. 343.32 (2) or rules
19 promulgated thereunder.

20 *~~1192/2.3~~* SECTION 2240. 351.02 (2) of the statutes is repealed.

21 *~~0299/2.10~~* SECTION 2241. 440.03 (11m) (c) of the statutes is amended to
22 read:

23 440.03 (11m) (c) The department of regulation and licensing may not disclose
24 a social security number obtained under par. (a) to any person except the coordinated
25 licensure information system under s. 441.50 (7); the department of workforce